Page 1 of 2

- 1. He has reviewed a complaint filed in this matter. Ontario Teachers has retained Bernstein Litowitz Berger & Grossmann LLP to serve as counsel in this matter.
- 2. Ontario Teachers did not purchase the securities that are the subject of this action at the direction of its counsel or to participate in this private action.
- 3. Ontario Teachers is willing to serve as a Lead Plaintiff and class representative on behalf of the Class, including providing testimony at deposition and trial, if necessary.
- 4. Ontario Teachers' transactions in Washington Mutual, Inc. securities that are the subject of this action are set forth in the chart attached hereto.
- 5. Ontario Teachers is currently serving as Lead Plaintiff in In re Bristol-Myers Securities Litigation, which was filed during the three years preceding the date of this Certification.
- 6. Ontario Teachers served as Lead Plaintiff in In re Williams Companies Securities Litigation, which was filed in 2002, but Ontario Teachers moved to be appointed Lead Plaintiff in the action in 2004 pursuant to an order by the court seeking a new Lead Plaintiff. The action has been fully settled.
- 7. Ontario Teachers will not accept any payment for serving as a representative party on behalf of the class beyond its pro rata share of any recovery, except such reasonable costs and expenses (including lost wages) relating to the representation of the class as ordered or approved by the court.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed this 2nd day of January 2008.

In Ha Jang

Legal Counsel, Investments

Ontario Teachers' Pension Plan Board

Ontario Teachers' Pension Plan Board **Transactions in Washington Mutual, Inc.** Class Period: 04/18/06 - 12/10/07

Transaction	Trade Date	Shares	<u>Price</u>
Purchase	04/20/06	26,400	45.0179
Purchase	05/11/06	8,600	46.1055
Purchase	06/08/06	7,300	45.2422
Purchase	01/22/07	6,833	45.0400
Purchase	08/27/07	173,590	36.7025
Purchase	08/28/07	125,980	35.8150
Purchase	08/29/07	51,430	36.0202
Purchase	09/06/07	152,900	35.7301
Purchase	10/05/07	70,668	35.8958
Purchase	10/08/07	79,832	35.8530
Purchase	10/17/07	99,959	32.7292
Purchase	10/18/07	66,741	30.5293
Purchase	10/31/07	175,390	27.8791
Purchase	11/01/07	296,210	25.7810
Purchase	11/27/07	178,776	17.3067
Purchase	11/28/07	161,685	18.1344
Purchase	11/29/07	105,839	17.7301
Sale	04/20/06	(10,900)	45.0176
Sale	05/11/06	(20,700)	46.0998
Sale	07/21/06	(18,300)	45.7138
Sale	07/26/06	(3,400)	45.6956
Sale	09/29/06	(7,700)	43.4000
Sale	10/30/06	(333,850)	42.2344
Sale	10/31/06	(325,000)	42.2500
Sale	11/01/06	(75,000)	42.4562
Sale	04/24/07	(9,000)	41.4128
Sale	06/07/07	(9,000)	43.1683